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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 97-111

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

a. In the analysis, the second paragraph should include a statement that the rule interprets s. 39.41, Stats.

b. Immediately following the analysis, the phrase “HEA 9 is recreated to read:” should be replaced by the phrase “SECTION 1. Chapter HEA 9 is repealed and recreated to read:”.

c. The definitions should be in alphabetical order.

d. In s. HEA 9.01, the reference to the academic excellence scholarship program should be shown in lower case. The entire rule should be reviewed for the unnecessary use of capitalization. For example, see the reference to the Department of Public Instruction in s. HEA 9.02 (2), the American College Test and the Scholastic Aptitude Test in s. HEA 9.02 (4) (b) and the reference to the Technical College System in s. HEA 9.02 (4) (c).

e. In s. HEA 9.02 (1), the phrase “this program” should be replaced by the phrase “the academic excellence scholarship program” or by the acronym “AES” if that acronym is a defined term.

f. The term “AES” is used in ss. HEA 9.05 (4) (d) and 9.06 (4). Although specified in s. HEA 9.01, it would be more appropriate to include “AES” as a defined term in the same manner as “GPA.”

- g. Section HEA 9.03 should be redrafted in the following format:

HEA Scholar Qualifications. A scholar who is otherwise eligible to receive a monetary award under the academic excellence scholarship program shall receive an award only if all of the following apply:

The scholar is a resident of the United States who is either . . . naturalization service.

(2) The scholar is a Wisconsin resident according to the residency standards of s. 36.27, Stats.

- h. In s. HEA 9.04 (2), the notation “, Stats.,” should be inserted after the number “220.”

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The agency should review the definition of “high school” as used in s. HEA 9.02 (2) in light of the description of “high school” in s. 115.01 (2), Stats., to assure that the rule refers to the appropriate grades and institutions.

b. Section HEA 9.05 (2) should conclude with a period.

c. Under s. HEA 9.05 (4), it is not clear how different test scores will be compared. The agency may wish to consider not only scores, but “percentile” rankings.

d. The last sentence of s. HEA 9.05 (4) (d) could be amended, for clarity purposes, to allow the secretary to rank students based on “the quality of” the students’ letters.

e. In s. HEA 9.07 (3), the phrase “are to” should be changed to “shall.”

f. The agency should clarify the initial applicability of the rule. For example, will the new rules be used for scholarships awarded in the 1999-2000 school year? Will the revised rules also apply to existing scholars? If so, which semester will be the initial semester of use?